

Andrew T. Hahn, Sr. (AH-6283)
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New York, New York 10018-1405
(212) 218-5500

Attorneys for Defendant
Lincoln Benefit Life Company

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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:
MARK KRAFT, Trustee of The Marilyn Mandel : 10-Civ-2018 (JG) (RML)
Irrev. Trust DTD 6/12/05, :
:
Plaintiff, : **CERTIFICATE OF SERVICE**
:
v. :
:
LINCOLN BENEFIT LIFE COMPANY, :
:
Defendant/Third :
Party-Plaintiff, :
:
v. :
:
CHAIM MUSKAT, :
:
Third-Party :
Defendant. :
:
----- X

Andrew T. Hahn, Sr., states under penalty of perjury:

1. I hereby certify that on December 29, 2010, I caused a copy of the executed Third-Party Summons to be sent by overnight mail, via Federal Express, to the following counsel of record:

Bruce S. Gottesman, Esq.
185-12 Union Turnpike
Fresh Meadows, New York 11366
(718) 454-4422
Attorney for Chaim Muskat

2. On December 29, 2010, Third-Party Defendant Chaim Muskat's counsel, Bruce S. Gottesman, agreed to accept service of the Third-Party Complaint by Federal Express on his client's behalf.



Andrew T. Hahn, Sr.

UNITED STATES DISTRICT COURT
for the
Eastern District of New York

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|---|---|--|
| <u>MARK KRAFT, (see addendum)</u> |) | |
| <i>Plaintiff</i> |) | |
| v. |) | Civil Action No. 10-Civ-2018 (JG)(RML) |
| <u>LINCOLN BENEFIT LIFE COMPANY</u> |) | |
| <i>Defendant, Third-party plaintiff</i> |) | |
| v. |) | |
| <u>CHAIM MUSKAT</u> |) | |
| <i>Third-party defendant</i> |) | |

SUMMONS ON A THIRD-PARTY COMPLAINT

To: (*Third-party defendant's name and address*) Chaim Muskat
 85-27 124 Street
 Kew Gardens, New York 11415

A lawsuit has been filed against defendant Lincoln Benefit Life Co., who as third-party plaintiff is making this claim against you to pay part or all of what the defendant may owe to the plaintiff Mark Kraft (see addendum).

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff and on the defendant an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the defendant or defendant's attorney, whose name and address are:

ANDREW T. HAHN, SR., ESQ.
 SEYFARTH SHAW
 620 Eighth Avenue, New York, New York 10018

It must also be served on the plaintiff or plaintiff's attorney, whose name and address are:
 CHERYL D. LIPSIUS, ESQ.
 SCHINDEL, FARMAN, LIPSIUS, GARDNER & RABINOVICH LLP
 14 Penn Plaza, Suite 500, New York, New York 10122

If you fail to respond, judgment by default will be entered against you for the relief demanded in the third-party complaint. You also must file the answer or motion with the court and serve it on any other parties.

A copy of the plaintiff's complaint is also attached. You may – but are not required to – respond to it.

Date: DEC 28 2010

ROBERT C. HEINEMANN
 CLERK OF COURT

Signature of Clerk or Deputy Clerk

ADDENDUM

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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MARK KRAFT, Trustee of The Marilyn Mandel : 10-Civ-2018 (JG) (RML)
Irrev. Trust DTD 6/12/05,

Plaintiff, :

v. :

LINCOLN BENEFIT LIFE COMPANY, :

Defendant/Third
Party Plaintiff, :

v. :

CHAIM MUSKAT, :

Third Party
Defendant. :

x

Ravnikar, Lydia

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Name: Lydia E. Ravnikar
E-mail: lravnikar@seyfARTH.com

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Reference: 38627-000215
Ship (P/U) date: Dec 29, 2010
Delivery date: Dec 31, 2010 10:07 AM
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Delivery location: MASPETH, NY
Delivered to: Receptionist/Front Desk
Service type: FedEx Priority Overnight
Packaging type: FedEx Envelope
Number of pieces: 1
Weight: 0.50 lb.
Special handling/Services: Deliver Weekday

Tracking number: 982648751234

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| Lydia E. Ravnikar | Bruce S. Gottesman Esq. |
| SEYFARTH SHAW LLP | 185-12 Union Turnpike |
| 620 8TH AVE STE 3300 | Fresh Meadows |
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